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UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
Masahiro KATO et al.) Examiner: Unassigned
Application No.: 10/827,517) Group Art Unit: 2655
Filed: April 20, 2004) Confirmation No.: 2755
Title: INFORMATION RECORDING APPARATUS AND INFORMATION RECORDING METHOD)))

MAIL STOP AMENDMENT

Commissioner of Patents P.O. Box 1450 Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)

Sir:

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicants bring to the attention of the Examiner the documents listed on the attached PTO Form 1449. To the best of the undersigned's knowledge, this Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits for the above-referenced application. Accordingly, Applicants do not believe that a fee is due for filing this paper.

A European Search Report dated September 15, 2006 that issued in a corresponding European patent application and having documents cited therein is attached for the Examiner's consideration. The cited documents are listed on the attached PTO Form 1449 and copies of the cited documents are also attached hereto.

Attorney Docket No.: 47002-5024

Application No.: 10/827,517

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This submission does not represent that a search has been made or that no better art exists

and does not constitute an admission that the listed documents are material or constitute "prior

art." If it should be determined that the listed documents do not constitute "prior art" under

United States law, Applicants reserve the right to present to the Office the relevant facts and law

regarding the appropriate status of such document.

Applicants further reserve the right to take appropriate action to establish the patentability

of the disclosed invention over the listed documents, should any of the documents be applied

against the claims of the present application.

Except for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby

authorized by this paper to charge any additional fees during the entire pendency of this

Application, including fees due under 37 C.F.R. § 1.16 and 1.17 which may be required and

including any required extension of time fees, or credit any overpayment to Deposit Account No.

50-0573. This paragraph is intended to be a **CONSTRUCTIVE PETITION FOR**

EXTENSION OF TIME in accordance with 37 C.F.R. § 1.136(a)(3).

Respectfully submitted,

DRINKER, BIDDLE & REATH LLP

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Dated: November 14, 2006 CUSTOMER NO. 055694

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